

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

IDENIX PHARMACEUTICALS LLC,
UNIVERSITA DEGLI STUDI DI
CAGLIARI, CENTRE NATIONAL DE LA
RECHERCHE SCIENTIFIQUE and
L'UNIVERSITE MONTPELLIER,

Plaintiffs,

v.

GILEAD SCIENCES, INC. and GILEAD
PHARMASSET LLC,

Defendants.

C.A. No. 13-1987-LPS

IDENIX PHARMACEUTICALS LLC,
UNIVERSITA DEGLI STUDI DI
CAGLIARI, CENTRE NATIONAL DE LA
RECHERCHE SCIENTIFIQUE and
L'UNIVERSITE MONTPELLIER,

Plaintiffs,

v.

GILEAD PHARMASSET LLC,

Defendant.

C.A. No. 14-109-LPS

IDENIX PHARMACEUTICALS LLC
UNIVERSITA DEGLI STUDI DI
CAGLIARI,

Plaintiffs,

v.

GILEAD SCIENCES, INC.

Defendant.

C.A. No. 14-846-LPS

DEFENDANTS' MOTION TO PHASE TRIAL

PLEASE TAKE NOTICE that Defendants Gilead Sciences, Inc. and Gilead Pharmasset LLC (“Gilead”), by its undersigned counsel, respectfully move this Court to phase trial scheduled to begin on December 5, 2016, with a first phase consisting of Gilead’s invalidity case, and a second phase, taking place only if the jury finds the patent-in-suit to be valid, consisting of Idenix’s damages and willful infringement case. The grounds for this motion are set forth in the Opening Brief of Gilead in Support of its Motion to Phase Trial.

Dated: November 18, 2016

FISH & RICHARDSON P.C.

By: /s/ Joseph B. Warden

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